IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO. 255 OF 2007

Shailendra Singh Devendra Singh Sikarwar ...Applicant

V/s.

1. State of Maharashtra
2. Sushma Shailendra Singh Sikarwar ... Respondents

None for the Applicant

Ms. G.P. Mulekar, Additional Public Prosecutor, for Respondent No.1

Mr. Devendra Yadav for Respondent No. 2.

CORAM: **J.N. PATEL AND A.A. SAYED, JJ.**

DATE: **AUGUST 22, 2007**

P.C.:-

1. The applicant and his advocate are absent. Respondent No.2-wife is present with her advocate. The learned advocate for the respondent-wife says that he will be filing his *Vakalatnama* during the course of the day.

2. This criminal revision application has been filed by the applicant aggrieved by the impugned order of the Family Court, awarding maintenance to the respondent-wife.

3. On 11th July, 2007, this Court specifically directed the applicant to deposit a sum of Rs.5,000/- towards the initial expenses of litigation and all arrears of maintenance awarded by the Family Court within a period of six weeks. On taking instructions, the learned counsel for respondent No. 2 states that the applicant-husband has not deposited the sum of Rs.5,000/-, nor paid maintenance, as already directed by this Court. We, therefore, dismiss this Revision Application for want of prosecution. The respondent-wife can recover the arrears of maintenance through the Family Court by initiating execution proceedings.

J.N. PATEL, J.

A.A. SAYED, J.